

## DANIEL PATRICK,

Plaintiff,

V.

MATTHEW G. WHITAKER, in his official capacity; WILLIAM P. BARR, in his official capacity; BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES, an agency of the Department of Justice; THOMAS E. BRANDON, in his official capacity; and UNITED STATES OF AMERICA,

Defendants.

**JUDGMENT IN A  
CIVIL CASE  
CASE NO. 5:19-CV-52-BO**

**Decision by Court.** This action came before this Court for ruling as follows.

**IT IS ORDERED, ADJUDGED, AND DECREED** that the Court concludes that plaintiff lacks standing to prosecute his claims, and thus the Court lacks subject matter jurisdiction to consider them. Defendants' motion to dismiss [DE 39] is GRANTED. Plaintiff's second amended complaint is DISMISSED in its entirety. Plaintiff's motion for summary judgment [DE 41] is DENIED AS MOOT. As they relate to the motion for summary judgment, both plaintiff's and defendants' motions to file sur-replies [DE 47 & 48] are also DENIED AS MOOT.

**This Judgment Filed and Entered on December 13, 2019, and Copies To:**

Daniel H. Woofter	(via CM/ECF electronic notification)
Thomas C. Goldstein	(via CM/ECF electronic notification)
Raymond Mark DiGuiseppe	(via CM/ECF electronic notification)
Chetan A. Patil	(via CM/ECF electronic notification)
Joshua B. Royster	(via CM/ECF electronic notification)
Bradley T. Craigmyle	(via CM/ECF electronic notification)
Rebecca M. Cutri-Kohart	(via CM/ECF electronic notification)

DATE:  
December 13, 2019

PETER A. MOORE, JR., CLERK  
(By) /s/ Nicole Sellers  
Deputy Clerk